

## Message Text

UNCLASSIFIED

PAGE 01 GENEVA 11494 261450Z  
ACTION L-03

INFO OCT-01 EUR-12 IO-14 ISO-00 CAB-05 CIAE-00 COME-00  
DODE-00 DOTE-00 EB-08 INR-10 NSAE-00 FAA-00 /053 W  
-----064528 261517Z /42

P 261435Z JUL 78  
FM USMISSION GENEVA  
TO SECSTATE WASHDC PRIORITY 2545  
INFO AMEMBASSY PARIS PRIORITY  
AMEMBASSY BERN

UNCLAS GENEVA 11494

SECSTATE PASS TO L - LEE MARKS FOR SCHWEBEL

E.O. 11652: N/  
TAGS: EAIR, FR  
SUBJECT: CIVAIR: CHANGE OF GAUGE

REF: (A) STATE 185382, (B) GENEVA 11106

1. EXCHANGE OF INFORMAL VIEWS AMONG RIPHAGEN, REUTER, FEVRE (FRENCH MISSION), SCHWEBEL AND CAFLISCH REPORTED SEPTEL.
2. THIS MESSAGE TRANSMITS FOLLOWING MESSAGE FROM RIPHAGEN TO YOU.
3. WITH REFERENCE TO THE COMPROMISE OF ARBITRATION BETWEEN THE GOVERNMENTS OF THE UNITED STATES OF AMERICA AND THE FRENCH REPUBLIC OF 11 JULY 1978, I HAVE THE HONOR TO RECALL THAT PARAGRAPH 5 STATES: "THE TRIBUNAL SHALL, AFTER CONSULTATION WITH THE TWO AGENTS, APPOINT A REGISTRAR."

HAVING CONSULTED INFORMALLY WITH PROFESSOR PAUL REUTER, MR. STEPHEN M. SCHWEBEL AND MR. JEAN FEVRE, I WISH TO PROPOSE THAT YOU INFORM ME, THROUGH OR ON BEHALF OF YOUR UNCLASSIFIED

UNCLASSIFIED

PAGE 02 GENEVA 11494 261450Z

AGENT, WHETHER YOU AGREE THAT THE TRIBUNAL SHALL APPOINT PROFESSOR LUCIUS CAFLISCH AS ITS REGISTRAR.

IF AGREEMENT IS FORTHCOMING, I SHALL INVITE MY COLLEAGUES MEMBERS OF THE TRIBUNAL OFFICIALLY TO JOIN IN THE APPOINTMENT OF PROFESSOR CALFSCH. A PROMPT TELEGRAPHIC RESPONSE IS REQUESTED. I SHALL TRUST THAT THIS

COMMUNICATION AND YOUR REPLY AS SATISFYING THE PROVISION  
FOR CONSULTATION CONTAINED IN PARAGRAPH 5. PROFESSOR  
WILLIAM RIPHAGEN, PRESIDENT.

4. RIPHAGEN REQUESTS THAT A COPY OF FOREGOING MESSAGE BE  
TRANSMITTED TO EHRLICH, TOGETHER WITH FOLLOWING MESSAGE  
FOR EHRLICH.

5. "I HAVE ASKED THE DEPARTMENT OF STATE TO CONVEY TO YOU  
A COPY OF A MESSAGE WHICH I HAVE SENT TO IT CONCERNING THE  
APPOINTMENT OF A REGISTRAR OF THE TRIBUNAL. I VERY MUCH  
HOPE THAT YOU WILL CONCUR IN THIS PROCEDURE AND IN  
PROFESSOR CAFLISH'S APPOINTMENT, WHICH I WARMLY RECOMMEND.  
I HAVE TAKEN ADVANTAGE OF PROFESSOR PAUL REUTER'S PRESENCE  
IN GENEVA TO CONFIRM THAT HE DOES AGREE ON BOTH COUNTS.  
I WOULD APPRECIATE AN EARLY REPLY AND LOOK FORWARD TO THE  
PLEASURE OF MEETING YOU".

6. ANY REPLIES OF FOREGOING COMMUNICATIONS WHICH WILL  
ARRIVE IN GENEVA BEFORE JULY 28 SHOULD BE SENT HERE;  
THEREAFTER TO PROFESSOR RIPHAGEN AT DUTCH FOREIGN MINISTRY.  
VANDEN HEUVEL

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NNN

## Message Attributes

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**TAGS:** EAIR, FR

**To:** STATE

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